

May 15/1623 \$

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		ATTORNEY'S DOCKET NO. X-12636	
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SERIAL NO. 10/048,239	FILING DATE April 30, 2002	EXAMINER L. Maier	GROUP ART UNIT 1623
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IN RE APPLICATION OF  
  
ECTOPARASITICIDAL AQUEOUS SUSPENSION FORMULATIONS OF SPINOSYNS

TO THE COMMISSIONER FOR PATENTS:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 11, 2003 of the Primary Examiner finally rejecting Claim(s) 2-4, 8-10, 12, 13 and 16.

( ) Notice of Appeal fee not required (fee paid in prior appeal of this application)

(X) Notice of Appeal fee \$330.00

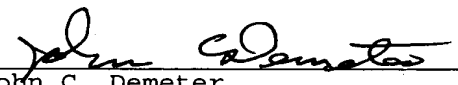
( ) Applicant(s) petition(s) under 37 C.F.R. 1.136 for an extension of time to file the foregoing Notice of Appeal as follows:

( ) One month (\$110.00)  
( ) Two months (\$420.00)  
( ) Three months (\$950.00)

Please charge the fees indicated in the amount \$330.00 to Deposit Account No. 05-0840.

The Commissioner is hereby authorized to charge any additional fees which may be required by this or any related paper, or credit any overpayment to Deposit Account No. 05-0840.

Two copies of this sheet are enclosed.

  
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ELI LILLY AND COMPANY  
Patent Division  
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March 11, 2004

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below:	
By <u>K.S. Rhoades</u>	ELI LILLY AND COMPANY Date <u>3-11-04</u>